

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Louis L. Kafka

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act Relative to Creditable Service for Public Safety Officers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Louis L. Kafka	8th Norfolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO CREDITABLE SERVICE FOR PUBLIC SAFETY OFFICERS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1.

2

3 Section 3 of chapter 32 of the General Laws is hereby amended by inserting after subdivision (5) the
4 following subdivision:-

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6 (5) Any public safety officer of a city or town who is a member in service or an inactive member
7 on authorized leave of absence of any county, city or town contributory retirement system, as the case
8 may be, who had rendered service in any other state for any previous period as a public safety officer
9 may, before the date any retirement allowance becomes effective for him, pay into the annuity savings
10 fund of the system in one sum, or in installments, upon such terms and conditions as the board may
11 prescribe, an amount equal to that which would have been withheld as regular deductions from his
12 regular compensation for such previous period, or most recent portion thereof, as he may elect, had
13 such service been rendered in the commonwealth and had he been a member of a county, city or town
14 retirement system during the period the service was rendered. Payment shall not be made and no credit
15 shall be allowed for service in other states in excess of five years; provided, that no credit shall be
16 allowed and no payment shall be accepted for any service for which the member shall be entitled to
17 receive a retirement allowance from any other state. In addition to the payment of such sum or
18 installments thereof, such member shall also pay into the annuity savings fund an amount of interest
19 such that at the completion of such payments the value of his accumulated payments, together with
20 regular interest thereon, actually made on account of such previous out-of-state service, shall equal the
21 value of his accumulated regular deductions which would have resulted if regular deductions had been

22 made when regular compensation for such service was actually received. Upon the completion of such
23 payments, such member shall receive the same credit for such period of his previous out-of-state
24 service, or portion thereof elected, as would have been allowed if such service had been rendered by
25 him in the commonwealth. Such member shall furnish board with such information as it shall require to
26 determine the amount to be paid and the credit to be allowed under this subdivision. At the time a
27 retirement allowance becomes due to a member or to a beneficiary under option (d) of subdivision (2)
28 of section 12, if the Massachusetts service on the date either retirement allowance becomes effective,
29 or on the date the member attained age 65, whichever first occurs, is less than the service in other
30 states for which the member has paid, credit shall be allowed only for the most recent service rendered
31 in other states equal to such Massachusetts service, and the amount paid for additional service shall be
32 refunded with accumulated interest, refund to be made only when the retirement allowance becomes
33 due to the member or to the beneficiary under option (d) of subdivision (2) of section 12, and if it is
34 found that payment has been accepted for any service for which the member is entitled to a retirement
35 allowance from any other state, the amount paid for such service with accumulated interest shall also
36 be refunded with no retirement credit allowed.

37 This subdivision shall take effect with regard to a city, town or county retirement system upon
38 its acceptance by such system.

39

40 SECTION 2. Subdivision (1) of section 4 of said chapter 32, as so appearing, is hereby amended by adding
41 the following paragraph:-

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43 Creditable service for periods out-of-state service in the case of any member who has acquired
44 the right to credit for such service as a member of a county, city or town retirement system, as the case
45 may be, shall be allowed as provided for in subdivision (5A) of section 3.

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